

Date

Adam C. Ortiz

Regional Administrator

U.S. Environmental Protection Agency

Region 3

Four Penn Center

1600 John F. Kennedy Blvd

Philadelphia, PA 19103-2029

RE: Attorney General's Statement to Accompany West Virginia's Underground Injection Control Program
Class 6 Primacy Application

Dear Mr. Ortiz:

I hereby certify, pursuant to my authority as Attorney General for the State of West Virginia and in accordance with the provisions of Part C of the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f et seq., as amended, and 40 CFR 145.24(a), that in my opinion the laws of the State of West Virginia provide adequate authority to apply for a substantial program update, and to assume and carry out the program set forth in the Program Description submitted by the Department of Environmental Protection's Division of Water and Waste Management have been adopted and are enforceable. The specific authorities are provided are contained in statutes or regulations the are lawfully adopted at the time this Statement is approved and signed and will be fully effective by the time the program is approved.

The West Virginia Department of Environmental Protection, Division of Water and waste Management has adequate authority to carry out the program set forth in Program Description pursuant to the following statutes and regulations:

- WV Code Chapter 22-Environmental Resources, as amended through 2022
- 47 CSR 13, Underground Injection Control

Furthermore, I certify that State of West Virginia has not enacted any environmental audit privilege and/or immunity laws.

With Best Regards, I am,

Very Truly yours,

By: _____

